

AN ORDINANCE

100631

**APPROVING A CONTRACT FOR ELECTION SERVICES, WITH BEXAR COUNTY THROUGH THE BEXAR COUNTY ELECTIONS ADMINISTRATOR, AUTHORIZING THE BEXAR COUNTY ELECTIONS ADMINISTRATOR TO OFFICIALLY CONDUCT THE SATURDAY, MAY 7, 2005 JOINT GENERAL AND SPECIAL ELECTION AND TO CONDUCT A RUN-OFF ELECTION ON TUESDAY, JUNE 7, 2005, IF NECESSARY; SETTING FORTH THE DUTIES AND RESPONSIBILITIES OF THE CITY OF SAN ANTONIO AND THE BEXAR COUNTY ELECTIONS ADMINISTRATOR; APPOINTING ELECTION JUDGES AND CLERKS FOR THE CITY OF SAN ANTONIO FOR SAID JOINT GENERAL AND SPECIAL ELECTION AND FOR SAID RUN-OFF ELECTION, IF NECESSARY; AND AUTHORIZING PAYMENT FOR ELECTION SERVICES.**

\* \* \* \* \*

**WHEREAS**, the City of San Antonio has called a special election to be held on Saturday, May 7, 2005 on certain sales tax propositions, as well as a proposition on the question of whether the City should establish a limitation on the homestead taxes of the elderly and disabled; and

**WHEREAS**, the City of San Antonio has called a general election for Saturday, May 7, 2005, for the purpose of electing the City's Mayor and members of the City Council; and

**WHEREAS**, a run-off election will be held on Tuesday, June 7, 2005, if one is necessary; and

**WHEREAS**, the City of San Antonio has historically contracted with the Bexar County Elections Administrator to conduct its municipal elections; and

**WHEREAS**, it is now necessary to authorize a contract in accordance with Section 31.092 of the Texas Election Code, whereby the Bexar County Elections Administrator will provide election services to the City in connection with the Saturday, May 7, 2005 Joint General and Special Election and the Tuesday, June 7, 2005 run-off election, if necessary; **NOW THEREFORE:**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:**

**SECTION 1.** The Interim City Manager, or his designee, is hereby authorized to execute a contract with Bexar County through the Bexar County Elections Administrator for conducting the Joint General and Special Election on Saturday, May 7, 2005 and the Tuesday, June 7, 2005 run-off election, if necessary. A copy of the contract for election services, in substantially final form, is attached hereto and incorporated herein as **Exhibit**

**I.** The Interim City Manager, or his designee, is authorized, subject to the conditions set forth in this ordinance, to execute a final contract in substantially the form as attached, within fifteen (15) days from the effective date of this ordinance. If for any reason a final contract in substantially the form as attached is not executed or the contract is not executed within the prescribed 15 days from the effective date of this ordinance, approval of a final contract is subject to subsequent City Council approval.

**SECTION 2.** Funds are authorized to be encumbered in Cost Center 2701010001, General Ledger 5201030, entitled "Fees for Governmental Contractors," Fund 11001000, entitled "General Fund," in the estimated amount of \$673,343.11 and are authorized to be payable to Bexar County for election services in connection with the Saturday, May 7, 2005 Joint General and Special Election. Bexar County shall refund to the City any and all City of San Antonio funds remaining after the payment of all election costs.

**SECTION 3.** Funds in the amount of \$673,343.11 are authorized to be appropriated in Cost Center 2701010001, General Ledger 5201030, entitled "Fees for Governmental Contractors," Fund 11001000, entitled "General Fund," for election services in connection with the Tuesday, June 7, 2005 run-off election, if such run-off election is necessary. The final cost of the run-off election will be determined after the May 7, 2005 election and will depend upon the number of city council places involved in the run-off. Payment in the sum not to exceed \$673,343.11, as the cost of the run-off election, is authorized to be payable to Bexar County. Bexar County shall refund to the City any and all City of San Antonio funds remaining after the payment of all run-off election costs.

**SECTION 4.** The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director may, subject to concurrence by the Interim City Manager or his designee, correct allocations to specific Cost Centers, WBS Elements, Internal Orders, General Ledger Accounts, and Fund Numbers as necessary to carry out the purpose of this Ordinance.

**SECTION 5.** The Bexar County Elections Administrator is hereby authorized to appoint election officials to serve as judges and clerks for early voting and election day, members of the Early Voting Ballot Board, Signature Verification Committee and Central Counting Station, in connection with the Joint General and Special Election to be held on Saturday, May 7, 2005, and in connection with the run-off election to be held on Tuesday, June 7, 2005, if such run-off election is necessary.

**SECTION 6.** The Bexar County Elections Administrator will be responsible for publishing notice of the City's election. The City of San Antonio will canvass the City's election returns on Tuesday, May 17, 2005.

**SECTION 7.** Electors may cast their early vote by mail, and the early voting clerk's mailing address to which ballot application requests and ballots voted by mail shall be sent to, is as follows:

Early Voting Clerk  
203 W. Nueva 3.61  
San Antonio, Texas 78207

**SECTION 8.** This ordinance shall be effective on and after the tenth day from passage hereof.

**PASSED AND APPROVED** this 31<sup>st</sup> day of March, 2005.




M A Y O R

EDWARD D. GARZA

ATTEST:

  
\_\_\_\_\_  
City Clerk

APPROVED AS TO FORM:

  
\_\_\_\_\_  
City Attorney

# Agenda Voting Results

**Name:** 39.

**Date:** 03/31/05

**Time:** 03:37:15 PM

**Vote Type:** Multiple selection

**Description:** An Ordinance approving a contract for election services, with Bexar County through the Bexar County Elections Administrator, authorizing the Bexar County Elections Administrator to officially conduct the Saturday, May 7, 2005 Joint General and Special Election and to conduct a run-off election on Tuesday, June 7, 2005, if necessary; setting forth the duties and responsibilities of the City of San Antonio and the Bexar County Elections Administrator; appointing election Judges and Clerks for the City of San Antonio for said Joint General and Special Election and for said run-off election, if necessary; and authorizing payment for election services. [Presented by Leticia M. Vacek, City Clerk]

Voter	Group	Status	Yes	No	Abstain
ROGER O. FLORES	DISTRICT 1		x		
JOEL WILLIAMS	DISTRICT 2		x		
RON H. SEGOVIA	DISTRICT 3		x		
RICHARD PEREZ	DISTRICT 4		x		
PATTI RADLE	DISTRICT 5		x		
ENRIQUE M. BARRERA	DISTRICT 6		x		
JULIAN CASTRO	DISTRICT 7		x		
ART A. HALL	DISTRICT 8		x		
CARROLL SCHUBERT	DISTRICT 9		x		
CHIP HAASS	DISTRICT_10		x		
MAYOR ED GARZA	MAYOR		x		